

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

SB 1954 – HB 1892

March 10, 2014

**SUMMARY OF ORIGINAL BILL:** Establishes electrical standards for marinas. Requires all commercial marinas to have an electrical inspection prior to April 1, 2015, and annually thereafter. Requires marinas to post signage prohibiting swimming within 100 yards of the dock. Establishes a Class A misdemeanor for violations of the bill's requirements. If a violation results in death, the penalty is increased to a Class E felony. The State Fire Marshall will be charged with enforcing the requirements of the bill.

FISCAL IMPACT OF ORIGINAL BILL:

Increase State Revenue - \$2,033,100

Increase State Expenditures - \$2,041,200

Other Fiscal Impact – If, upon inspection, locally owned marinas are found to have electrical components that do not meet the standards required by the bill, there will be an increase in local government expenditures to correct these deficiencies. The amount of such increase cannot be quantified due to multiple unknown variables such as the number of marinas owned by local entities, the state of their current electrical systems and the extent of repairs identified as necessary by the required inspection.

**SUMMARY OF AMENDMENT (013904):** Deletes and rewrites Section 2 of the bill such that the only substantive change is the authorization for the State Fire Marshall to conduct the required marina electrical inspections.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Increase State Expenditures – Not Significant

Other Fiscal Impact – If, upon inspection, locally owned marinas are found to have electrical components that do not meet the standards required by the bill as amended, there will be an increase in local government expenditures to correct these deficiencies. The amount of such increase cannot be quantified due to multiple unknown variables such as the number of marinas owned by

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**local entities, the state of their current electrical systems and the extent of repairs identified as necessary by the required inspection.**

Assumptions for the bill as amended:

- Based upon information provided by the Department of Commerce and Insurance, the required inspections will be conducted by a state employee and can be handled utilizing existing resources.
- There will not be a sufficient number of prosecutions for state or local government to experience any significant increase in revenue or expenditures.
- Any felony convictions will be subject to fine only.
- Due to the low number of convictions the bill as amended will result in, it is assumed that the courts, district attorneys, and public defenders can accommodate any impact to their caseloads within existing resources.

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read 'Lucian D. Geise', is positioned above the printed name.

Lucian D. Geise, Executive Director

/cce